

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DUFT, Bradford J., et al.

Appln. No.: **08/870,762**

Filed: **06-Jun-1997**

For: **Methods for Treating Obesity**

Art Unit: **1645**

Examiner: **DEVI, S.J.N.**

Atty. Docket: **226/104US**

Confirm. No.: **7328**

Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

Notice of Appeal under 37 CFR § 41.31

Applicants appeal to the Board of Patent Appeals and Interferences from the Office Action dated February 11, 2008, finally rejecting claims 1-7 and 9-17.

In an Advisory Action dated April 30, 2008, the US Patent Office (PTO) entered the after-final amendments in Applicants' Response dated April 11, 2008.

Accordingly, Applicants appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated February 2, 2008, and the Advisory Action dated April 11, 2008, finally rejecting claims 1-9 and 9-17.

The Commissioner is authorized to charge the Notice of Appeal fee of \$510 to Deposit Account No. 010535. Additionally, the Commissioner is authorized to charge payment or credit overpayment of any fees during the pendency of this application to Applicant's Deposit Account No. 010535.

Respectfully submitted,
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Date: 12 May 2008

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CERTIFICATE OF TRANSMITTAL UNDER 37 C.F.R. 1.8

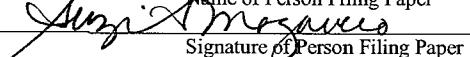
I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being electronically filed via EFS-Web at the United States Patent and Trademark Office, on the date shown below.

May 12, 2008

Date of Filing

Suzi A. Mogavero

Name of Person Filing Paper


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